

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 3</div>	
2. AMENDMENT/MODIFICATION NO. 0005		3. EFFECTIVE DATE 25-Apr-2002		4. REQUISITION/PURCHASE REQ. NO. W16ROE-1323-3643		5. PROJECT NO.(If applicable)	
6. ISSUED BY USA ENGINEER DISTRICT, NEW YORK ATTN: CENAN-CT ROOM 1843 26 FEDERAL PLAZA (DACW51) NEW YORK NY 10278-0090		CODE DACW51		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center;">See Item 6</div>		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. DACW51-02-B-0002	
				X		9B. DATED (SEE ITEM 11) 28-Jan-2002	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A.THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B.THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C.THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D.OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) 1. The purpose of this amendment is to revise section 00100 of the Technical Requirements Instructions To Offerors for Maintenance Dredging from Arthur Kill Reach of the New York and New Jersey Federal Navigation Channels. 2. All other information remains the same. Bidders are required to acknowledge amendments on the space provided in the back of Form SF 1442, or by separate letter or telegram prior to the opening of bids. Failure to acknowledge amendments may result in rejection of the bid.							
<small>Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</small>							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 26-Apr-2002	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

DEPARTMENT OF THE ARMY
NEW YORK DISTRICT, CORPS OF ENGINEERS
26 FEDERAL PLAZA
NEW YORK, NY 10278

24 April 2002

AMENDMENT NO. 5

PROJECT NO. DACW51-02-B-0002

TECHNICAL REQUIREMENTS INSTRUCTIONS TO OFFERORS

MAINTENANCE DREDGING AND DISPOSITION OF DREDGED MATERIAL FROM ARTHUR KILL
REACH OF THE NEW YORK AND NEW JERSEY CHANNELS, FEDERAL NAVIGATION CHANNEL

TO PROSPECTIVE BIDDERS:

The following modifications which include revisions to sections and deletions of sections are hereby made to the subject TECHNICAL REQUIREMENTS INSTRUCTIONS TO OFFERORS for the Maintenance Dredging of the Arthur Kill Reach of the New York and New Jersey Channels.

1. Section 00100, PART I, INTRODUCTION, Section 5.b., shall be revised to read "The successful Offeror shall apply for and obtain all required permits for dewatering and/or other processing (if any), the transfer, transportation and final disposal of all dredged materials, and shall submit evidence of such permits and approvals to the Government. Sampling and testing of the material to be dredged, and the disposal site approvals and permits specific to the dredged material for this contract, will not be required as part of Step One. Instead, these will be required to be provided only by the Apparent Low Bidder at the conclusion of Step Two. (See II., LOW BIDDER REQUIREMENT, below.)"
2. Section 00100, Part II., TECHNICAL PROPOSAL ASSUMPTIONS, shall be revised to read, II. LOW BIDDER REQUIREMENT, "At the conclusion of Step Two, within 70 calendar days from the bid opening, the Apparent Low Bidder must provide proof of approval including permits by the appropriate regulatory agencies of the dredged material for this contract for compatibility with the proposed Disposal Site, with their concurrence for material placement there. Any sampling and testing required for obtaining permits required for dredged material placement shall also be provided. The procedure used to obtain samples shall be detailed. These test results will be used by the Government as part of the request for a Water Quality Certificate for the dredging.
3. Section 00100, Part V., REQUIRED SUBMITTALS, first paragraph shall be revised to read (revisions are shown in bold) "Offerors are

required to submit one original and 6 (six) copies of their Technical Proposal conspicuously endorsed with the Offeror's name, address and telephone number, and marked "Technical Proposal for DACW51-02-B-0002. The proposal shall be submitted in sufficient time so that it is received on or before **MAY 6, 2002**. In order to assure that information will be directed to the proper office and opened at the appropriate time, the sealed envelope shall be properly notated and marked as "RFP; DACW51-02-B-0002".

4. Section 00100, Part V., REQUIRED SUBMITTALS, 2. Availability of Disposal Site, Section (C), shall be deleted in its entirety.
5. Section 00100, Part V., REQUIRED SUBMITTALS, 6. Additional Guidance on Submittals, Section (A) Permits: a.) the first paragraph shall be revised to read (revision are shown in bold) "The dredged material will be transported by Offeror-identified means, to a suitable upland placement site(s) furnished by the Offeror. The dredged material will be required to meet all federal, state and local criteria required for the site selected." **(The last two sentences of the first paragraph have been deleted.)** b.) The second paragraph shall be revised to read (revisions are shown bold) "Permits or regulatory approvals that will be provided by the Offeror at the time proposals are submitted include placement site permits as applicable **to item V. 2. (A) above,** and others as related to transportation, processing and placement of the dredged material, or any other aspects of the Offeror's proposed disposition of the dredged material including any and all permits, authorizations, contracts, agreements, licenses, rights-of entry, or documentation of compliance with any other legal or regulatory requirement."
6. Section 00100, Part VI., EVALUATION PROCEDURE, EVALUATION FACTOR, A. TECHNICAL CAPABILITY, SUBFACTOR: 1. Availability of Disposal Site, SUB-SUB FACTOR, C, shall be deleted in its entirety.
7. Amendment No. 2 for subject project, effective on March 5, 2002, shall be deleted in its entirety.
8. All other provisions remain unchanged.